

clerk's report 1/1

Zoning Form

(Original copy must be submitted to the WVABCA Licensing Department)

Note: If an establishment's location is not situated within a municipality, this office will need a letter from the County Commission stating that the establishment location is zoned properly. All applicants must complete the obverse (front) portion of the form.

To: Municipal Clerk or Recorder

Under the requirements set forth in 60-7-4a and/or 11-16-8(a)(5) of the W. Va. State Code, a person intending to apply for a license to operate an ABCA licensed Private Club, Private Wine Restaurant or Tavern at any location within a municipality **must file a notice of such intention with the Clerk or Recorder of such municipality at least ten (10) days prior** to filing an application for such license with the Alcohol Beverage Control Administration. Pursuant to this requirement, **notice** is herein given that the following intends to apply to the WVABCA for a license to operate a Private Club, Private Wine Restaurant, Private Wine Bed and Breakfast, Private Wine Spa, or Tavern issued pursuant to the provisions of §§ Chapter 60, Article 7 and Article 8 and/or Chapter 11, Article 16 of the W.Va. State Code.

Entity Name: Flying Spoon LLC

DBA (Doing Business As): Flying Spoon

Address of Establishment: 87 33rd Street Wheeling WV 26003
(Street/Route) (City) (State) (Zip Code)

Applicant's Name(s): McCombs Clayton Mark
(Last) (First) (Middle)
McCombs Donn Michelle
(Last) (First) (Middle)

General Description of Premises: _____

Food Services to be Offered: sandwiches, hotdogs, soup, chips

Patron Capacity: _____

This Notice has been filed with the Clerk or Recorder of the City/Town of

Wheeling on this 16 day of May, 2023

Applicant's Signature(s): _____ Date: _____

_____ Date: _____

(FOR USE BY MUNICIPAL AUTHORITIES ONLY)

Is the proposed location for the Private Club, Private Wine Restaurant, Private Wine Bed and Breakfast, Private Wine Spa, or Tavern described consistent with the zoning ordinances or your Municipality as either a permitted use or a conditional use of such premises?

Yes X No _____

If the answer to the first question was "no," does your Municipality provide within its business zones suitable alternative locations for Private Club, Private Wine Restaurant, Private Wine Bed and Breakfast, Private Wine Spa, or Tavern?

Yes _____ No _____

Is the proposed location for the Private Club, Private Wine Restaurant, Private Wine Bed and Breakfast, Private Wine Spa, or Tavern herein described situated in an area designated for the use of community development block grant funds in the municipality?

Yes _____ No X

If yes, is the planned use of the premises at the location herein described consistent with any plan adopted by the governing body of the municipality for revitalization of the area wherein the premises are situated?

Yes _____ No _____

Does the municipality have any restrictions or regulations prohibiting Limited Video Lottery?

Yes X No _____

Does the municipality have any restrictions or regulations prohibiting Exotic Dancing establishments?

Yes X No _____

Additional comments to the Alcohol Beverage Control Administration:

Bela T. Deelt Building & Planning Director

Approved By: Authorized Official Signature and Title

WHEELING

City/Town

Date:

5/16/23

Return Original To: WVABCA
Licensing Division
900 Pennsylvania Avenue, 4th Floor
Charleston, WV 25302